Revenue (1936) Department.

MS SERIES.

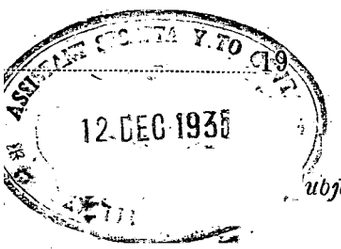
G.O. No. 1610

DATED 27/4/36

[Despatch Abstract.]

Alienation - Land and Revenue (Bellary) - (Bellary taluk and town - S.Nos. 499 A 1-A-1 etc. - Roads - Municipal Council Bellary - Sanctioned.

CURRENT No. ~~5,5,0~~ + 4750

Received  *Registered* 19.12.35 19

ubject.

Alienation - Land and Revenue - (Bellary) - Bellary Taluk - Bellary - S.Nos.499-A, 1-A-1 etc. Roads Municipal Council, Bellary - Reconveyance

Station Madras *Dated the* 9-12-35.

From A.R.C. Westlake Esq. I.C.S.

Secretary.

~~Land Revenue.~~

~~The~~ Board of Revenue, ~~Revenue Settlement, etc.~~

~~Separate Revenue.~~

E.F.Thomas Esq.,C.S.I.,C.I.E.,I.C.S.
Commissioner of Land Revenue.

measuring Ac.112.07 in all in favour of the Municipal Council Bellary, for use as the site of roads.

2. In their memorandum No.1898 A.D./30-12 dated 1-4-33, the Government called for proposals for the alienation of the twenty roads in Bellary Cantonment transferred to the Local Government in favour of the Municipal Council, Bellary. The sub-division work has been completed and the correct area to be alienated is 112.26 acres. There are trees worth Rs.3232-11-10 on the land - Vide Bellary Collector's report D.Dis.C. No.3945/33 dated 26-1-34 submitted with the Board's reference No.B.6452-31-11 dated 23-2-34. The Collector recommended therein that the collection of the tree value might be waived and that if it should be demanded it might be set off against the claim the Council had already made for Municipal taxes on the land and buildings in the ex-cantonmen. The Board considers that there is not much point in setting off the tree value amounting to Rs.3000 and odd against taxes amounting to Rs.80,000 and odd (vide Bellary Collector's letter D.Dis.C.4026/32 dated 8-7-35 to Government, Local & Self Government).

(2) The land shall not be leased out and no licence whatever for its occupation whether permanent or temporary, shall be issued, except under the provisions of section 183 of the Madras District Municipalities Act and the rules framed under the Act.

(3) No structure of any kind shall be erected on the land without the previous sanction of the Government.

(4) The Government may resume the land wholly or in part with the buildings thereon in the event of the infringement of an of the conditions of the grant or if in the opinion of the Government the land is required for a public purpose, or for conducting mining operations.

(5) In the event of such resumption or of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee at its cost.

V. Ramaswami
11.1235
for Secretary.

Application for the alienation of land in which the proprietory right belongs to the State.

(B.S.O.24 - Paragraph 9)

Bellary District --- Bellary Town.

(1) Description and area — Vide annexure -pp 7-9 within

(2) Market value at Rs.10 per acre -- Rs. ~~1150-11-5~~ 1120. 9.7

(3) Alie~~nation~~ neg and purpose of alienation. — Municipal Council, Bell for Roads.

(4) Collector's remarks — Recommended.

Sd. .....
for Collector.

Statement showing the S.nos which have been sub divided and the area proposed to be alienated to the Municipal Council

Serial No	No. of the S.No according to the existing accounts	Extents a	Extents c	Sub division below or No. now given for the Road	Extents a	Extents c	6
1	2	3		4	5		6
1	499 A/1/A	0	48	A/1/A-1	—	40	Extents in Col. 5 shows the area to be alienated
2	504/A 1/A	20	32	A/1/A-2	—	39	
3	519 A	136	77	A/2	—	03	
4	5221/A	458	02	1/A-2	11	83	
				1/A-5	12	30	
5	523 C/1	9	60	C/1A	2	91	
6	597	614	69	A	12	93	
7	607 A	59	15	A/2	1	47	
8	633 A	178	88	A/2	4	86	
9	634 A/1	2	93	A/1A	—	47	
				A/1C	—	16	
10	634 A/3	124	45	A/3B	1	79	
				A/3D	2	95	
11	634 K	0	23	K/1	0	01	(included by mistake. vide p. 15 infra).
12	635 A	69	39	A/1	11	87	
13	636 A/1	59	35	A/1B	8	31	
14	636 A/3	37	01	A/3B	6	07	
15	637 A/1	0	13	A/1A	0	05	
16	637 A/3	37	39	A/3A	4	02	
				A/3C	0	28	
	638 A	232	56	A/1	0	26	
				A/2	0	97	
				A/3	0	91	
				A/5	8	42	
	639 A	183	14	A/2	5	11	
				Total	98	79	
					98	78	

				B7	98	29
19	640 A/1	482	43	A/1B	2	38
				A/1D	1	10
25	640 A/3	120	8	A/3B	4	74
				A/3D	3	19
20	644	5	70	B	0	18
22	691	6	90	B	0	34
23	957	3	25	B	1	35
				Total	112	0.6 07
				Total	112	0.6

Amb 10/12

mks 11-12

Memo. No. 4018 A/35-2 d. 17-1-36

Alienation - Land and revenue (Bellary) - Bellary - military roads transferred to the Local Govt. - Municipal Council, Bellary - Reference from the Board of Rev. B. 39/49/35-2 d. 9-12-1935.

In his letter No. D-Dis. C/10 39/45/33 d. 26-1-1934 (submitted with the Refce of the Board of Rev. No. B 64/52-31-11 d. 23-2-1934), the Coll. of Bellary reported that the trees on the roads in question were of no real value to any one inasmuch as they had been recently valued by the Rev. Inspr. in the usual manner at Rs. 3232-11-10 and that this valuation had not been checked by the Dist. the Board

CURRENT No. Rev 476 D

Received 2 FEB 1936 19 *Registered* 3 2 36 19

ASSISTANT SECRETARY TO GOVT. 2 FEB 1936 REVENUE DEPARTMENT

Alienation - Land and Revenue - (Bellary) - Bellary - military roads transferred to the Local Government - Municipal Council, Bellary.

Station Madras, *Dated the* 29-1-36.

From A.R.C. Westlake Esq., I.C.S.,

Secretary,

Board of Revenue.

The Hon'ble Mr. E.F.Thomas, C.S.I.,C.I.E.,I.C.S.,
Commissioner of Land Revenue.

Read the following :—

alienation proposals submitted with the Board's Reference B.3949-35-2 dated 9-12-35.

for Secretary. 1.2.36

To the Collector of Bellary, (paras 1-2 only).

To the Secretary to Government, Revenue Department (para 3 only) with an enclosure.

B.M.N. 31/1

WR
1/2

Copy of letter from T.Bhaskara Rao Esq., I.C.S., Collector of Bellary, R.C. No.3489/35 dated 18-1-1936.

Subject.-- Alienation - land and land revenue - Bellary town - roads in Cantonment limits - in favour of the Municipal Council - proposals.

Ref Your Ref. 515 Misc. dated 5-2-1935.

While submitting proposals for the alienati of land and land revenue in respect of the roads in Cantonment, in favour of the Bellary Municipality, an extent of Ac. 0.01 covered by S.No.634-K/1 has been included by mistake. This extent is not at the disposal of Government, and is a bungalow site owned by a private party This was noticed when the sub division records were being scrutinized by the Inspecting Tahsildar. I request that this field may be eliminated from the proposals. The correct extent to be alienated is Ac. 112-06 as against 112-07. The market value to be foregone is Rs.1120-9-7 and the ground rent to be forego is 700-6-0 and the capitalised value is Rs.17,509-6-0.

Sd. D.Sitaramayya,
for Collector.

REVENUE DEPARTMENT.

CURRENT No. 1990 D

Received _____ 19 *Registered* 1-5-36 19

Subject.

ALIENATION - Land and Revenue - (Bellary) Bellary - Military roads transferred to the Local Government - Municipal Council, Bellary.

Station Madras, *Dated the* 28th April 1936

From

F. R. Brislee, Esq., I.C.S.,
Secretary,
Board of Revenue.

C. A. Henderson, Esq., V.D., I.C.S.,
Commissioner of Land Revenue.

Read the following:-

Memorandum from Government, Revenue Department, No.4018-D/35-2, dated the 17th January 1936.

Board's Reference B.No.3949/35-3, dated the 29th January 1936.

Ref.- Board's Reference B.No.3949/35-3, dated the 29th January 1936.

The Tahsildar, Bellary has since verified the number of trees and the measurements adopted by the Revenue Inspector The Revenue Inspector has valued the trees at scheduled rates, though most of the tamarind and margosa trees are fit only for firewood. They have no branches and are stunted in growth. None of them can be classified as trees of much value. The valuation was made more than two years back, and some of the trees have since been damaged by shepherds and others. The value of the trees, as now ascertained and checked is Rs.1,157-9-0, and it may be accepted.

The Secy. to the Govt
Defence Deptt.

Sir,

Alienation - Land o
ievance (Bellary Bellary
Military roads transferred to
the Local Govt. - Municipal
Council, Bellary.

I am directed to invite
the attention to the letter of
the Govt. (late Army Deptt), No
58 Rd/A.D.4 d. 16.7.1932 in which
they sanctioned the transfer to
this Govt free of cost of trees
Military roads in Bellary town
roads have been subdivided at
the cost of the Municipal Cou
Bellary to which it is proposed
to alienate them free of cost f
maintenance. There are trees
on them which are of spontaneo
growth. They are not avenue

trees or other tended growth.
Most of the trees
~~They~~ are stunted ~~in growth~~
~~are~~ have no branches and ~~They~~
are fit only for firewood ~~They~~
~~cannot be classified as trees~~
~~The trees are~~
~~of much value, nor they are~~
~~valued at Rs. 1157-9-0~~ Rs.

Municipal Council will not
be able to make any use of them
and is unlikely to agree to pay for them.
The Municipal Council did
not apply for the alienation of
the roads It has undertaken
the responsibility of maintaining
them and has also paid the cost
of subdividing them. In these
circumstances, I am to request
that the Govt. will be pleased to
waive the recovery of the value
of the trees from the Municipal
Council.

Subject – Alienation – Land and stone ... Bellary – Military roads transferred to the Local Govt. Municipal Council, Bellary.

From the Board of Rev. Ref. B. 3949/35-2 v.
9.12.35

To Asst. Secy.

Please see the Board's Reference in the C.F.

2 In 1920 the Commander Madras Dt., forwarded to this Govt a list of the roads at Bellary previously maintained by the Military authorities which were no longer required by them and enquired if any of the roads were wanted by the depots of this Govt. He was informed in reply that when the Bellary cantonment area was included in the Municipality, the maintenance of the roads lying in that area would automatically devolve on the Municipal Council. The Collr. reported that the Municipality had already undertaken the maintenance of all the roads except

and that the fof D. would expect no compensation.
The fofd were asked to transfer the roads formally
to this fort. free of cost. The fof D. transferred them accordingly p 259 G.O. 236 (K) 30.1.35
to this fort free of cost.

2 The roads have since been entrusted at the p 59 ibid
cost of the Municipal Council and the Board
of Rev. has submitted proposals for the alienation pp 2-3 ibid
of the roads to the municipal Council called
for in para 4 of G.O. No 236 Revd 30.1.35 at p 98 of (K)
There are two lines on these roads which have p 459 of (K)
grown spontaneously - they are not avenue
trees - they have been valued by the Rev. Inspr
in accordance with Standard rates at Rs 3.232/-
but checked by the Collr. as it would take an unduly
The Collr. submits that they were of no real value
to any one and that any value put on them

for the alienation of the roads the tree value might be worked out in consultation with the Forest Dept if necessary. It is submitted that it appears unnecessary to consult the T.S. as they were not specifically whether they expected any compensation for the transfer of the roads and after consulting the S.O.C. Southern Command they sanctioned the ... of the roads free of cost. The value of the trees may be waived the file may be transferred to I Section for issue of order the alienation of the road

R.D
5.12.85

As above

Is there any thing to show that the Govt was aware of the existence of trees on the roads when they agreed to claim no Compensation for the transfer? Was the existence of the trees brought to the notice of the Govt before

23.12.85

Colln reported that these roads were in E.S road.
It will be seen from the memorandum of the
Military Estate officer forwarded by the Govt. at
p. 5 of S.O. No. 236 Revd. 30.1.1935 that the
in E.S roads had been classified in the General
Land Register of the Bellary Cantonment as
A-1 lands, i.e. lands which were actually used or occupied by a Dept. of the Army or the Royal Air Force)
and the roads had been maintained by the
military authorities and they must have therefore
been aware of the trees on the roads. The Govt
agreed to the transfer of the roads after
consulting the G.O.C.-in-Chief Southern Command
the latter have drawn to the notice of the Govt
the existence of the tree growth which perhaps
have considered of their value to be such
as such

maintaining the roads The Municipal Council has undertaken the responsibility of maintaining the roads and has also paid the Cost of surrendering them It may not be willing to pay for the trees in addition The value not of the trees is fictitious It may be waived It seems to be unnecessary to address the G of I about it This may be

3.1.36 6.1.36

WS/S

As no mention was made of the existence of trees in his Secy's letter at Pgs 23-24 (A), I think it be preferable to address the Govt of India It is unsafe to presume that the Govt of India or G.O.C. were aware of the existence of the trees esp. as no one did so mention their existence

8.1.36

Subd. that before addressing ourselves to the
trees may be good object at our present work
A draft memo. to the Board as such

15.1.36

20 s 1s

17.1.36

fg. & Defence Deptt sinkd. for abbrvtn
finance may be apprd.

D.R.D
9.5.36

11/5/36

Gen. No: 401 (Def)/35

in (Accts) Dept

may be perused and returned to the

Revenue Deptt

ab/p 21/7 The G.O. have agreed to waive the recovery of the value of the trees from the Municipal Council Bellary The file may now be transferred to 7 Section for issue of order regarding the alienation of the roads in question to the municipal Council Bellary

Ans
3-7-36
D.R.D
4-7-36

To us

GOVERNMENT OF MADRAS.

Received. . . . 1935. Registered. . . . 1935.

C.S.D.
Pp. 1 Ref.
Please keep a
Jeans copy
file

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but subject to the following conditions:-

(1) The land shall be used as

and for no other purpose.

(2) The lands shall not ~~be~~ ~~used~~ for ~~the~~ their occupation ~~and no~~ licence whatever for ~~the~~ occupation whether permanent or temporary shall be granted except under the provisions of Section 183 of the Madras Municipalities Act and the rules framed under the Act.

(3) No structure of any kind shall be erected on the lands without the previous sanction of the Govt

Sno	Extent. a. c
499 A/$\frac{1}{A}$-1 ✓	0 - 40
504/A$\frac{1}{A}$-2 ✓	0 - 39
519 A/2	0 · 03
522/1/A2	11 - 85
522/1/A5	12 - 30
523 c/1 A	2 · 91
597 A	12 · 93
607 A/2	1 · 47
633 A/2	4 · 86
634 A/1 A	0 47
634 A/1 C	0 16
634 A/3 B	1 · 79
634 A/3 D	2 · 95
635 A/1	11 · 87
636 A/1 B	8 · 31
636 A/3 B	6 · 07
637 A/1 A	0 · 05
637 A/3 A	4 · 02
637 A/3 C	0 · 28
638 A/1	0 · 26
638 A/2	0 · 57
638 A/3	0 · 51

640	A/1 B		38.
640	A/1 D		1·60
640	A/3 B		4·74
640	A/3 D		3·19
644	B		0·18
671	B		0·34
954	B		1·35
		Total	112·06

11/7/18

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